

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yi-Nien Su

Group Art Unit: 1765

Serial No.: 10/077,720

Examiner: Anita Karen Alanko

Filed: Feb. 15, 2002

In Response to Office Action

Dated: March 23, 2004

For: A Method for Improved Plasma Etching Control

Attorney Docket No.: 67,200-478

06/25/2004 EFLDRES 00000107 10077720

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110.00 OP

TERMINAL DISCLAIMER

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

Taiwan Semiconductor Manufacturing Co., Ltd., is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment.

Taiwan Semiconductor Manufacturing Co., Ltd., hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,495,469B1 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,495,469B1 this agreement to run with any patent

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granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Your Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,495,469B1 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Certification Under 37 C.F.R. § 3.73(b)

I, the undersigned Attorney of Record, certify that I am an individual empowered by virtue of being an attorney of record to act on behalf of petitioner, Taiwan Semiconductor Manufacturing Co., Ltd, a corporation, the assignee of the entire right, title and interest of the above-captioned application by virtue of an assignment from the inventor(s) of said application.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

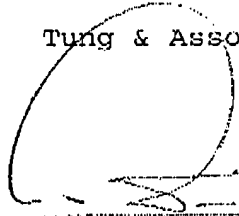
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Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Tung & Associates

A handwritten signature in dark ink, appearing to read 'Randy W. Tung', is written over a horizontal line. The signature is somewhat stylized and loops around.

Randy W. Tung
Reg. No. 31,311
(248) 540-4040

Dated: June 23, 2004